

AFFIDAVIT OF HORACE J. BOESCH, JR.

STATE OF OHIO

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) SS:

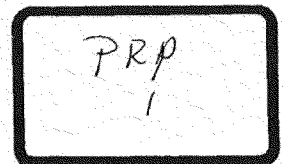
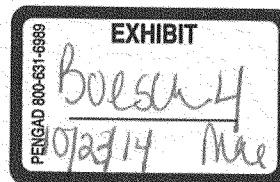
COUNTY OF MONTGOMERY

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Horace J. Boesch, being first duly sworn, deposes and says that he has knowledge of all of the facts contained in this Affidavit and that he is competent to testify to the matters stated herein.

Affiant further states:

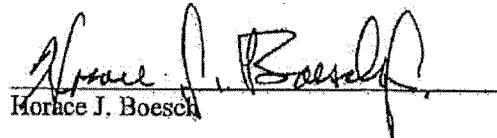
1. From the time period 1948 to 1954 I frequented and worked on the South Dayton Dump ("SDD") site sorting metal and other recyclable materials. During that time, I was on the site approximately 1 day per week.
2. From 1960 to 1967 I maintained a real estate office located near the entrance of the site. During that time I was on the site approximately 5 times per week.
3. From 1967 to 1972 I visited the site approximately every other week.
4. During the time I was on the site, I would regularly observe people coming in to dispose of materials at the site.
5. The following companies regularly dumped industrial materials at the site:
 - a. Dayton Steel Foundry
 - i. Dayton Steel Foundry had its own key, allowing it to dump at night
 - ii. Dayton Steel Foundry disposed of its foundry cores in the landfill
 - iii. This occurred from approximately 1960 to at least 1967.
 - b. Frigidaire
 - i. Frigidaire would bring approximately 1/2 truck load (2 1/2 ton trucks) of metal shavings and other materials every other day.
 - ii. Frigidaire's material would be dumped over the bank.
 - iii. Some of the Frigidaire material would be burned prior to 1955.
 - iv. Residue remained at the site.
 - c. Inland (GM)
 - i. Materials were brought from the Abby and W. Third location.
 - d. GM
 - i. Materials were brought from the Wisconsin Blvd. location.
 - ii. GM had a key, allowing it to dump at night.



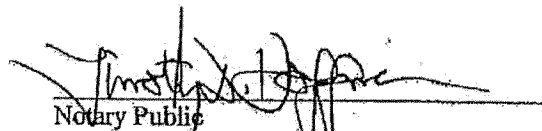
SDD_00381

- e. Monsanto
 - i. Nicholas Road location, own trucks, once or twice a week.
 - ii. plastic residue
- f. Harris SeBold Co.

FURTHER AFFIANT SAYETH NAUGHT


Horace J. Boesch

Sworn to and subscribed in my presence by the said Horace J. Boesch this 25th day of August, 2005.


Notary Public
TIMOTHY D. HOFFMAN, ATTORNEY AT LAW
NOTARY PUBLIC, STATE OF OHIO
My Commission Has No Expiration Date,
Sec. 147.03 R.C.

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